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15
16 IN THE UNITED STATES DISTRICT COURT
17 FOR THE CENTRAL DISTRICT OF CALIFORNIA
18 WESTERN DIVISION (SPRING STREET)

19 **MOUNTAIN RIGHT TO LIFE, INC.,**
20 **DBA PREGNANCY & FAMILY**
21 **RESOURCE CENTER; BIRTH**
22 **CHOICE OF THE DESERT; HIS**
23 **NESTING PLACE,**

24 Plaintiffs,

25 v.

26 **XAVIER BECERRA, ATTORNEY**
27 **GENERAL OF THE STATE OF**
28 **CALIFORNIA, IN HIS OFFICIAL**
29 **CAPACITY; KAREN SMITH, M.D.,**
30 **DIRECTOR OF CALIFORNIA**
31 **DEPARTMENT OF PUBLIC HEALTH, IN**
32 **HER OFFICIAL CAPACITY,**

33 Defendants.

34 Case No. 5:16-cv-00119-TJH-SP

35 **PERMANENT INJUNCTION AND**
36 **ORDER OF DISMISSAL**

37 [JS-6]

38 Courtroom: 17
39 Judge: Hon. Terry J. Hatter
40 Trial Date: Not Set Yet
41 Action Filed: January 21, 2016

42 It is hereby **ORDERED** that Defendant Xavier Becerra, in his official
43 capacity as the Attorney General of California, shall be permanently enjoined from
44 enforcing the Reproductive FACT Act, California Health and Safety Code sections
45 123470-123473.

It is further **ORDERED** that this action is dismissed with prejudice;

It is further **ORDERED** that Plaintiffs should be and hereby are declared prevailing parties for purposes of 42 U.S.C. § 1988;

It is further **ORDERED** that Plaintiffs shall have thirty (30) days from the entry of this Order and Judgment to submit any motion for attorney's fees and costs pursuant to 42 U.S.C. § 1988; and

It is further **ORDERED** that this Court shall retain jurisdiction over this action for purposes of implementing and enforcing the final judgment, and for resolution of Plaintiffs' motion for attorney's fees and costs pursuant to 42 U.S.C. §1988.

It is so ORDERED.

Dated: October 16, 2018

Terry J. Hatter, Jr.

**HON. TERRY J. HATTER, JR.,
United States District Judge**